

ORIGINAL

Document 1

Filed 06/24/2008

Page 1 of 20

NO COPIES 06/11/08EXHIBIT  
FILED

JUN 24 2008

UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF COLUMBIA

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
DEPUTY

EDWARD KEITH GULLBRANDSON

AMENDED  
COMPLAINT (ERROR)

06/11/08

PLAINTIFF,

VS.

'08 CV 1143 LAB NLS

GOOD YEAR TIRE AND RUBBER COMPANY

DEFENDANTS,

Refiled 08/30/2006

3344 EAST MARKET

IN THE U.S.D.C. NORTHERN

AKRON, OHIO - UNK.

DISTRICT OF OHIO

CASE # 5:06-CV-01517-JG

CIVIL RIGHTS

COMPLAINT

'COPYRIGHT

CONST. AMEND. 1

see, 17 U.S.C. § 101 PROTECTS

VIOLATION (SIX 8/14th

(06/11/08 CIVIL)

INVENTIONS 3

AMENDMENT 06/11/08.

COMPLAINT

(1, 6, 14 AMEND.)

THE UNITED STATES CONSTITUTION

WAS ADOPTED BY CONGRESS 1776 AND  
RATIFIED 1789.

CONSTITUTIONAL LAW 90.1 (1)

ERROR

U.S.C.A. CONST. AMEND. 1.

(06/11/08) C.A.D.C. 1995, CLAIM 1:

EXPRESSIVE MATERIALS DO NOT  
LOSE THEIR "FIRST AMENDMENT"  
PROTECTION MERELY BECAUSE THEY  
ARE OFFERED FOR SALE. See,ISKCON OF POTOMAC INC. V.KENNEDY, 61 F.3d 949, 314 U.S.

APP. D.C. 63. (NO SHEPPARDS-NO

UPDATES). REVERSED IN PART.

06/12/08

NOTICE

MAR 21 2005

(1)

NOTICE: THIS MAY SECOND PETITION.

COMPLAINT ~ CONTINUED.

CLAIM: 2

GOOD YEAR TIRE AND RUBBER  
COMPANY PUBLISHED AND  
DISTRIBUTED PROTECTED MATERIALS  
FOR, MONEY. UNDER, THE  
"FIRST AMENDMENT" see, U. S. C. A.  
CONST. AMEND. 1.

CLAIM 3:

DEFENDANT GOOD YEAR, VIOLATED  
MY "FIRST AMENDMENT" RIGHT BY  
SELLING MY COPYRIGHTED © 1991 IDEA  
TO THE PUBLIC FOR, FIFTEEN  
BILLION DOLLARS. © OCTOBER 22, 1991.

MY "COPYRIGHT" WAS SECURED  
OCTOBER 22, 1991 <sup>AT 06/11/08</sup> ~~THE~~ THE PATENT  
AND TRADEMARKS OFFICE IN  
WASHINGTON, D. C. (.) 06/11/08

THE DESIGN, WAS AND IS: DIRECTIONAL  
ASYMMETRICAL TREAD, DESIGNED TO  
PREVENT AN AUTOMOBILE FROM

HYDROPLANING. WHOM, GOOD YEAR  
"USED WITHOUT PERMISSION" AND DID  
NOT SHARE THE <sup>ROYALTIES</sup> PROFITS WITH ME.  
(JUST COMPENSATION)

★ MY COPYRIGHT GIVES ME EXCLUSIVE  
RIGHTS TO MY IDEA UNDER,  
COPYRIGHT LAW AND, THE CONSTITUTION.

1. COMPLAINT - CONTINUED ~

2. RELIEF SOUGHT:

3. CLAIM 4: COPYRIGHT INFRINGEMENT.

4. Added on: 6/11/08: COPYRIGHT INFRINGEMENT WAS  
5. AND IS INFRINGED ~~5,415~~ CONSECUTIVE TIMES = \$5,000.00  
PER INFRINGEMENT.

6. ATTORNEY FOR PLAINTIFF REQUESTED.

7. TOTAL OF \$8 MILLION DOLLARS TOTAL, COMPENSATORY  
DAMAGES. (\$27,982,725.00)

8. JURY TRIAL REQUESTED.

9. INJUNCTIVE RELIEF FOR THE

10. PLAINTIFF <sup>6/11/08</sup> BY: THE COURT, FOR THE  
11. PLAINTIFF.

12. DECLARATORY DAMAGES: WHERE,

13. DEFENDANT GOODYEAR TIRE AND RUBBER  
14. COMPANY FAILED TO OBSERVE MY

15. RIGHTS UNDER, THE FIRST AMEND-  
16. MENT; SIXTH & FOURTEENTH AMENDMENTS  
17. AMENDED COMPLAINT: 06/11/08.

18. PUNITIVE DAMAGES: WHERE,

19. THE PLAINTIFF SUFFERED PAIN AND  
20. SUFFERING UNDER, THE RIGHT TO BE  
21. FREE FROM CRUEL AND UNUSUAL  
22. PUNISHMENT UNDER, THE EIGHTH  
23. AMENDMENT TO THE CONSTITUTION.

24. U.S.C.A. CONST. AMEND. 8.

25. I HAVE BEEN IN PRISON WITHOUT REMEDY FOR

26. FIFTEEN ~~CONSECUTIVE~~ CONSECUTIVE YEARS FILING WRITS.  
27. DATE: 06/11/08. ~~SAT~~ PRO SE.

(3)

COMPLAINT~ CONTINUED.

RELIEF SOUGHT

DECLARATORY RELIEF, WHERE  
 DEFENDANT GOODYEAR REPEATEDLY  
 VIOLATED PLAINTIFF'S RIGHT, TO BE  
 FREE FROM SLAVERY UNDER,  
 THE THIRTEENTH AMENDMENT  
 U.S.C.A. CONST. AMEND., 13.

GOODYEAR REPEATEDLY FORCED  
 THE PLAINTIFF TO FILE LAWSUITS  
 AND COURT PAPERS IN THE U.S.  
 DISTRICT COURT AND COURT OF  
 APPEALS FOR, <sup>(FIFTEEN YEARS)</sup> ~~SIXTEEN~~ CONSECU-  
 TIVE YEARS. THE COURT DID NOT  
 RULE ONCE, IN FAVOR OF THE  
PLAINTIFF BUT, (IN FAVOR OF 06/11/08)  
 GOODYEAR TIRE AND RUBBER  
 COMPANY.

PRELIMINARY INJUNCTION:

BARRING GOODYEAR FOR VIOLATING  
 PLAINTIFF'S RIGHTS, (AND BARRING  
 CORPORATION ENRICHMENT. 06/11/08).  
 AND PAYMENT OF JUST COMPENSATION,  
 UNDER COPYRIGHT INFRINGEMENT LAW  
 AMOUNT FOR COPYRIGHT INFRINGEMENT IS  
 \$5,000.00 PER INFRINGEMENT EQUALS \$5,110.00  
 EQUALS \$27,982,725.00, (6/12/08).  
 28 TOTAL \$27,982,725.00, (6/12/08).

COMPLAINT ~ CONTINUED.

RELIEF SOUGHT:

(INJUNCTIVE RELIEF, WHERE  
THE COURT "MUST" RULE IN FAVOR OF  
PLAINTIFF BECAUSE HIS CONS-  
TITUTIONAL RIGHTS WERE  
VIOLATED SINCE 1993-2005. ~~(2008)~~ 6/11/08.  
AND "MUST" BE AWARDED ALL <sup>(ROYALTIES)</sup>  
MONIES MADE FROM PROFITS  
SECURED BY GOODYEAR TIRE  
AND RUBBER COMPANY IN THE  
SUM OF: \$ FIFTEEN BILLION  
\$27,982,725.00  
DOLLARS RETROACTIVE FROM  
1993 TO THIS DATE, ON THE 06/11/08)  
AQUA-TREAD TIRE DESIGN PLUS  
(ONLY) PAY THE PLAINTIFF <sup>(6/12/08) COURT COSTS/ATTORNEY FEES;</sup> ONE BILLION  
DOLLARS PER YEAR FROM: OCTOBER 22 91  
NOVEMBER 1993 TO MARCH / JUNE 11, 2008)  
2005, COMPLETE ESTIMATE OF  
THIS COPYRIGHT HOLDERS PROTECT-  
ED RIGHTS, UNDER THE  
"FIRST AMENDMENT" TOTAL AMOUNT:  
\$ \$27,982,725.00 COPYRIGHT INFRINGEMENT.  
\$ 16 BILLION DOLLARS, RESPECTIVELY. 06/11/08)  
COPYRIGHT INFRINGEMENT EQUALS 5,475 TIMES(X)  
5475 Times \$5,000.00 PER INFRINGEMENT \$26 million dollars.  
\$27,982,725.00.



COMPLAINT ~ CONTINUED:

RELIEF SOUGHT

CLAIM 4: CONTINUED.

ACTUAL DAMAGES: KEY 87.5 IN GENERAL

C.A. 9 (CAL.) 1994, 7 WEST DIGEST "ACTUAL DAMAGES," 36 (11/08)

COPYRIGHT INFRINGEMENT ACTION, CONSISTS OF  
ELEMENTS SUCH AS ROYALTIES 06/12/08  
PROFITS LOST BY

COPYRIGHT HOLDER, PROFITS MADE BY  
INFRINGER, OR DIMINUTION IN VALUE OF  
COPYRIGHT; SUCH DAMAGES ARE DESIGNED TO  
COMPENSATE PLAINTIFF AND PREVENT DEFEND-  
ANTS UNJUST ENRICHMENT. 17 U.S.C.A. § 504(B).

See, NINTENDO OF AMERICA, INC. v. DRAGON

PACIFIC INTERNATIONAL 40 F.3d 1007

CERT. DENIED

Sheng v. Nintendo of America, INC.

115 S. CT. 2256, 515 U.S. 1107, 132 L. Ed. (2d)

2d 263.

CLAIM 4: CONTINUED.

KEY 87. (1) RECOVERY IN GENERAL; ACTUAL  
DAMAGES AND PROFITS

U.S. CAL. 1984. COPYRIGHT ACT PROVIDES  
OWNER OF THE COPYRIGHT WITH A POTENTIAL  
ARSENAL OF REMEDIES AGAINST AN  
INFRINGER OF HIS WORK, INCLUDING AN  
INJUNCTION TO RESTRAIN INFRINGER  
FROM VIOLATING HIS RIGHTS, IMPOUNDMENT  
AND DESTRUCTION OF ALL REPRODUCTIONS

6/11/08 (TOTAL RECALL)  
OF TIRES  
6/12/08

(6)

1 COMPLAINT ~ CONTINUED: 9BCALD2d-659

2 RELIEF SOUGHT

3 KEY 87.(1) ACTUAL DAMAGES AND PROFITS  
 4 WEST'S KEY DIGEST. 06/12/08

5 of HIS WORK MADE IN VIOLATION OF  
 6 HIS RIGHTS, A RECOVERY OF HIS ACTUAL  
 7 DAMAGES AND ANY ADDITIONAL PROFITS  
 8 REALIZED BY INFRINGER OR A RECOVERY  
 9 OF STATUTORY DAMAGES AND ATTORNEY  
FEES. 17 U.S.C.A. §§ 502-505.

10 SONY CORP. OF AMERICA V.

11 UNIVERSAL ~~ST~~<sup>EXTRA</sup> CITY STUDIOS, INC.,

12 104 S. CT. 774, 464 U.S. 417, 78

13 L.ED.2d 574 REHEARING DENIED

14 104 S. CT. 1619, 465 U.S. 1112, 80

15 L.ED.2d 148.

16  
 17 DEFENDANT GOODYEAR VIOLATED  
 18 THE PLAINTIFF'S RIGHTS TO "DUE  
 19 PROCESS OF LAW" UNDER THE  
 20 FOURTEENTH AMENDMENT. U.S.C.A.  
 21 CONST. AMEND. 14; (1ST AMEND., 6TH  
 22 AMENDMENT & 14TH AMENDMENTS. 06/11/08).

23 WHEREFORE, PLAINTIFF SEEKS THE  
 24 COURT TO CONSIDER PLAINTIFF'S  
 25 COMPLAINT ACCORDING TO THE  
 26 PROVISIONS, RULES, REGULATIONS  
 27 AND IN THE INTEREST OF  
 28 JUSTICE AND IN FAVOR OF THE (NOTE)  
 1. REDTAPE, PROTOCOL, BUREAUCRACY & STATUTES,  
 & GOVERNMENT INTERVENTION, PREVENTION.  
 (7)

## COMPLAINT ~ CONTINUED:

...PLAINTIFF AND IN THE INTEREST  
 OF THE ~~CONSTITUTION~~ <sup>ERROR</sup> CONSTITUTION OF THE  
 UNITED STATES OF AMERICA  
 FOR, WHICH IT STANDS. ONE  
 NATION, UNDER GOD, INDIVISIBLE,  
 WITH JUSTICE, AND LIBERTY FOR  
 ALL, (IN THE INTEREST OF JUSTICE 06/11/08)?

THIS PROVES A PRIMA  
 FACIE CASE OF PREJUDICE. RESPECTFULLY  
 (THIS PROVES PRE- SUBMITTED,  
 JUDICE TO THE PLAINTIFF.)

06/11/08 ~~PRO SE.~~

BURDEN OF PROOF  
 BY THE PLAINTIFF.

Edward Keith Gullbrandson  
 IN PRO SE  
 EDWARD KEITH GULLBRANDSON

PLAINTIFF FOR THE COURT,

IN: (AMICUS CURAE).  
 (IN PRO SE. 06/11/08)

SWORN UNDER PENALTIES OF  
 PERJURY THIS ~~27~~ <sup>27</sup> DAY OF  
~~APRIL~~ 2005. (& UNDER PENALTIES OF  
 PERJURY THIS 06/11/08.

Edward Keith Gullbrandson  
 PLAINTIFF - (PRO SE. 06/11/08)

27 APRIL

~~27 APRIL~~ 2005

6/11/08 WITH A EXPLANATION: THE DATE OF THE  
 WRIT IS: 27 APRIL 2005 THE WRIT'S DATE IS  
 STAMPED ON FRONT WITH MAR 21, 2005  
 THE COURT STAMPED THE WRIT ON MARCH 21, 2005  
 BUT, I COMPLETED THE WRIT ON 27 APRIL, 05

NOTE: WITH PERMISSION (8)

Signed under PENALTY OF PERJURY THIS 06/11/08  
 Edward Keith Gullbrandson - PRO SE.



## JURISDICTION

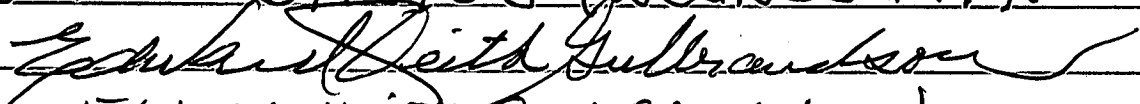
THE COURT HAS JURISDICTION UNDER, ARTICLE III SECTION 2 OF THE U.S. CONSTITUTION AND 28 U.S.C. § 1331 STATES: "THE DISTRICT COURTS SHALL HAVE ORIGINAL JURISDICTION OF ALL CIVIL ACTIONS ARISING UNDER THE CONSTITUTION, LAWS, OR TREATIES OF THE UNITED STATES."

## VENUE

VENUE IS WAIVED WHERE JURISDICTION IS FOUND UNDER 28 U.S.C. § 1331, CONSTITUTIONAL RIGHTS VIOLATIONS SEE, *PLYLER V. DOE*, 457 U.S. 202 (1982) (CONSTITUTIONAL RIGHTS OF ALIENS).

ALIENS HAVE LONG BEEN RECOGNIZED AS 'PERSONS' GUARANTEED DUE PROCESS OF LAW BY THE FIFTH AND FOURTEENTH AMENDMENTS. *SHAUGHNESSY V. MEZEI*, 345 U.S. 206, 212 (1953); *WONG WING V. UNITED STATES*, 163 U.S. 228, 238 (1896); *YICK WO V. HOPKINS*, 118 U.S. 356, 369 (1886). INDEED, WE HAVE CLEARLY HELD THAT THE FIFTH AMENDMENT PROTECTS ALIENS WHOSE PRESENCE IN THIS COUNTRY IS UNLAWFUL FROM INVIDIOUS DISCRIMINATION BY THE FEDERAL GOVERNMENT. *MATHEWS V. DIAZ*, 426 U.S. 67, 77 (1976).

DATED: 6/18/08 (WEDNESDAY).

  
EDWARD KEITH GULBRANDSON  
Orig./File

JURISDICTION  
VENUE

5TH AMENDMENT TO THE U.S. CONSTITUTION  
 NO PERSON SHALL BE HELD TO ANSWER FOR A  
 CAPITAL OFFENSE OR OTHER INFAMOUS  
 CRIME UNLESS ON A PRESENTMENT OR INDICT-  
 MENT OF A GRAND JURY, EXCEPT IN CASES  
 ARISING IN THE LAND OR NAVAL FORCES, OR IN THE  
 MILITIA, WHEN IN ACTUAL SERVICE, IN TIME  
 OF WAR OR PUBLIC DANGER; NOR SHALL BE  
 COMPELLED IN ANY CRIMINAL CASE TO BE A  
 WITNESS AGAINST HIMSELF, NOR BE DEPRIVED  
 OF LIFE, LIBERTY OR PROPERTY, WITHOUT DUE  
 PROCESS OF LAW; NOR SHALL PRIVATE PROPERTY  
 BE TAKEN FOR PUBLIC USE WITHOUT JUST  
 COMPENSATION. (KEY CASES):

\* COUNSEL FOR INDIGENT PLAINTIFFS —

See, *ARGERSINGER V. "HAMLIN"*, 407 U.S. 25 (1972);

\* COURT ACCESS —

See, *PROCUNIER V. "MARTINEZ"*, 416 U.S. 396 (1974)

\* ASSISTANCE OF COUNSEL; —

: See, *GIDEON V. "WAINWRIGHT"*, 372 U.S. 335 (1963);

DATED: 6/18/08 (WEDNESDAY).

*Edward Keith Gukbrandson*

EDWARD KEITH GUKBRANDSON

ORIGINAL/file

FIFTH AMENDMENT  
Signed / DATED

POST SCRIPT:

ONE

EDWARD Keith GULBRANDSON

#C46985 F3-011-132L

P.O. BOX 799003

SAN DIEGO, CA. 92179-9003

'I did NOT APPRECIATE MY INVENTION/'  
 DEAR CLERK:

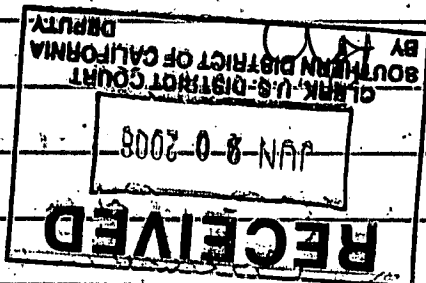
I NEED THE LOCAL RULES OF COURT  
 FOR FILING MOTIONS, WRITTEN RESPONSE,  
 MEMORANDUM, DISCOVERY, INTER-  
 ROGATORIES, ETC. IS TO BE HANDLED  
 HOW DISCOVERY IS HANDLED OR CON-  
 DUCTED IN CIVIL CASES.

I WISH TO AWARD THE COURT  
 50% OF RECOVERY MY TOTAL  
 DIMINUTION AWARD WHICH COMES TO:  
 \$13,441,313.50.

TOTAL COPYRIGHT INFRINGEMENT  
 \$27,982,725.00.

1. IDEA, THEREFORE, THE GOVERNMENT  
 CANNOT FORECLOSE ON ROYALTIES  
 AND INVENTORSHIP RIGHTS EVEN  
 WHERE PATENTS ARE SECURED.
2. COPYRIGHTED IDEA WAS PRECEDENT  
 WHERE, COPYRIGHT WAS SECURED ©  
 1991 OCTOBER 22, AND THE PATENT  
 WAS SECURED AFTER COPYRIGHTED  
 IDEA WAS SECURED, IN 1993.



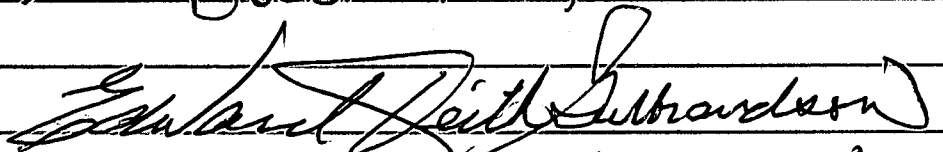


TWO LETTER TO CLERK.

THIS SETS A PRECEDENT UNDER,  
"COPYRIGHT LAW" VIOLATING PLAINTIFF'S  
RIGHT TO JUST COMPENSATION  
UNDER THE FIFTH AMENDMENT RIGHT  
"... NOR BE DEPRIVED OF LIFE,  
LIBERTY, OR PROPERTY, WITHOUT DUE  
PROCESS OF LAW;" NOR SHALL PRIVATE  
PROPERTY BE TAKEN FOR PUBLIC USE  
WITHOUT JUST COMPENSATION.

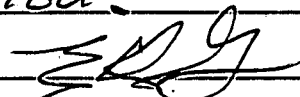
DUE PROCESS: THE FIFTH AND FOURTEENTH  
AMENDMENTS BOTH CONTAIN DUE PROCESS  
CLAUSES PROHIBITING THE DEPRIVATION  
OF "LIFE, LIBERTY OR PROPERTY WITHOUT  
DUE PROCESS OF LAW."

DATED: 6/18/08 VERY RESPECTFULLY  
(WEDNESDAY). SUBMITTED,

  
EDWARD KEITH GULBRANDSON  
(PLAINTIFF).

POST SCRIPT:

I WILL NEED AN IN FORMA PAUPERIS  
AFFIDAVIT? THANK YOU!



Signed/dated.  
Letter to Clerk.

REPORT ID: TS3030 .701

REPORT DATE: 04/01/08

PAGE NO: 1

CALIFORNIA DEPARTMENT OF CORRECTIONS  
R.J.DONOVAN CORR. FACILITY  
INMATE TRUST ACCOUNTING SYSTEM  
INMATE TRUST ACCOUNT STATEMENT

*EXHIBIT*  
*C*

FOR THE PERIOD: MAR. 01, 2008 THRU APR. 01, 2008

ACCOUNT NUMBER : C46985 BED/CELL NUMBER: F31300000000132L  
ACCOUNT NAME : GULBRANDSON, EDWARD KEITH ACCOUNT TYPE: I  
PRIVILEGE GROUP: A

## TRUST ACCOUNT ACTIVITY

&lt;&lt; NO ACCOUNT ACTIVITY FOR THIS PERIOD &gt;&gt;

## CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
08/22/2007	H110	COPIES HOLD	0929/AUG07	6.50
08/22/2007	H110	COPIES HOLD	0929/AUG07	1.30
08/22/2007	H110	COPIES HOLD	0929/JUL07	1.70
01/23/2008	H110	COPIES HOLD	3728/JAN08	2.00
01/23/2008	H110	COPIES HOLD	3728/DEC07	2.20
03/17/2008	H110	COPIES HOLD	4876/MAR08	0.40

## TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
0.00	0.00	0.00	0.00	14.10	0.00

CURRENT  
AVAILABLE  
BALANCE

14.10-

REPORT ID: TS3030 .701

REPORT DATE: 05/01/08

PAGE NO:

1

CALIFORNIA DEPARTMENT OF CORRECTIONS  
 R.J.DONOVAN CORR. FACILITY  
 INMATE TRUST ACCOUNTING SYSTEM  
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: APR. 01, 2008 THRU MAY 01, 2008

ACCOUNT NUMBER : C46985 BED/CELL NUMBER: F31200000000132L  
 ACCOUNT NAME : GULBRANDSON, EDWARD KEITH ACCOUNT TYPE: I  
 PRIVILEGE GROUP: A

## TRUST ACCOUNT ACTIVITY

&lt;&lt; NO ACCOUNT ACTIVITY FOR THIS PERIOD &gt;&gt;

## CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
08/22/2007	H110	COPIES HOLD	0929/AUG07	6.50
08/22/2007	H110	COPIES HOLD	0929/AUG07	1.30
08/22/2007	H110	COPIES HOLD	0929/JUL07	1.70
01/23/2008	H110	COPIES HOLD	3728/JAN08	2.00
01/23/2008	H110	COPIES HOLD	3728/DEC07	2.20
03/17/2008	H110	COPIES HOLD	4876/MAR08	0.40

## TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
0.00	0.00	0.00	0.00	14.10	0.00

CURRENT  
AVAILABLE  
BALANCE

14.10-

EXHIBIT  
D



TRUST ACCOUNT  
STATEMENTS

JS44

(Rev. 07/89)

## CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE SECOND PAGE OF THIS FORM.)

## I (a) PLAINTIFFS

Edward Keith Gulbrandson

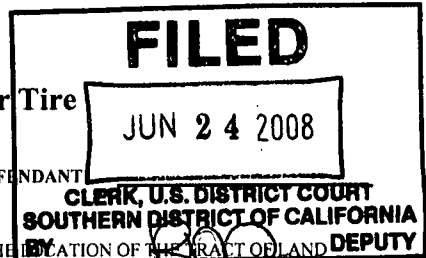
(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF San Diego  
(EXCEPT IN U.S. PLAINTIFF CASES)

## DEFENDANTS

Goodyear Tire

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT  
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE



## (c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

Edward Keith Gulbrandson  
PO Box 799003  
San Diego, CA 92179  
C-46985

## ATTORNEYS (IF KNOWN)

'08 CV 1143 LAB NLS

## II. BASIS OF JURISDICTION (PLACE AN X IN ONE BOX ONLY)

- ☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question  
(U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN X IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

- |                            |                            |   |                            |                            |
|----------------------------|----------------------------|---|----------------------------|----------------------------|
| PT                         | DEF                        |   | PT                         | DEF                        |
| <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Citizen of This State   | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Citizen of Another State                                      | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Citizen or Subject of a Foreign Country                       | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |
|                            |                            | Incorporated or Principal Place of Business in This State     |                            |                            |
|                            |                            | Incorporated and Principal Place of Business in Another State |                            |                            |
|                            |                            | Foreign Nation  |                            |                            |

## IV. CAUSE OF ACTION (CITE THE US CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY).

42 U.S.C. 1983

## V. NATURE OF SUIT (PLACE AN X IN ONE BOX ONLY)

CONTRACT	TORTS		FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> Marine <input type="checkbox"/> Miller Act <input type="checkbox"/> Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veterans Benefits <input type="checkbox"/> 160 Stockholders Suits <input type="checkbox"/> Other Contract <input type="checkbox"/> 195 Contract Product Liability	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury	<b>PERSONAL INJURY</b> <input type="checkbox"/> 362 Personal Injury-Medical Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 RR & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. <input type="checkbox"/> Security Act	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (13958) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(e)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609	<input type="checkbox"/> 400 State Reappointment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State <input type="checkbox"/> 890 Other Statutory Actions
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Tort to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 440 Other Civil Rights	<b>PRISONER PETITIONS</b> <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input checked="" type="checkbox"/> 550 Civil Rights			

## VI. ORIGIN (PLACE AN X IN ONE BOX ONLY)

- ☒ 1 Original Proceeding ☐ 2 Removal from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from another district (specify) ☐ 6 Multidistrict Litigation ☐ 7 Appeal to District Judge from Magistrate Judgment

## VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER f.r.c.p. 23

DEMAND \$

Check YES only if demanded in complaint:

JURY DEMAND: ☐ YES ☐ NO

## VIII. RELATED CASE(S) IF ANY (See Instructions): JUDGE

Docket Number

DATE 6/24/2008

SIGNATURE OF ATTORNEY OF RECORD

R. Muley